

IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD
(Special Original Jurisdiction)

-
THURSDAY THE TWENTY SEVENTH DAY OF JULY
TWO THOUSAND AND SIX
:PRESENT:

-
THE HON'BLE SRI G.S.SINGHVI THE CHIEF JUSTICE
AND
THE HON'BLE SRI JUSTICE G.V.SEETHAPATHY

-
WRIT PETITION No. 14641 of 2006

Between:

Sri A.V.K. Raju, S/o. late A.S. Raju, R/o. 304, Sudha Apartments, Bhagyanagar Colony, Kukatpally, Hyderabad.

Petitioner

AND

The Commissioner, Kukatpally Municipality, RR. District.

Respondent

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to declare the action of the respondent in demolishing the House bearing No.2-22-274/11 to 14 (Shop) situated at Bhagyanagar Colony, Kukatpally, RR. District which were constructed in accordance with sanctioned Plan No.B.A/G/304/95 dated 22-1-1996 and consequently direct the respondent to verify whether the constructions made are in accordance with sanctioned plan or not and if the constructions are made in accordance with sanctioned plan not to proceed further by issuing a writ of Mandamus or any appropriate writ order or direction.

The petition coming on for hearing, upon perusing the petition and the affidavit filed in support thereof and the order of the High Court dated 18-7-2006 made in WPMP.No.18233/2006 and upon hearing the arguments of Sri A.K. Narasimha Rao, Advocate for the Petitioner and of Shri P. Radhakrishna, Advocate for the Kukatpally Municipality for the Respondent, the Court made the following

ORDER :

“Shri A.K. Narasimha Rao, for the petitioner.

Shri P. Radhakrishna for Kukatpally Municipality.

Counter-affidavit on behalf of respondent be filed within ten days from today. Rejoinder affidavit, if any be filed within next seven days.

List the case on 28-08-2006.

In the meanwhile, it is clarified that order of status quo passed by the learned Single Judge on 18-07-2006 shall not entitle the petitioner to raise any construction over the disputed property or alienate the same in any manner whatsoever. If this modified order is violated by the petitioner, then he shall forfeit the right of hearing on the merits of the case.”

ASSISTANT REGISTRAR
// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. The Commissioner, Kukatpally Municipality, RR. District.(**BY RPAD**)
2. One CC to Sri A. K. Narasimha Rao, Advocate (OPUC)
3. Two Spare Copies.

KK

HIGH COURT

HCJ & GVSJ

DT. 27-7-2006

NOTE: LIST THE CASE ON 28-8-2006

ORDER

W.P.NO.14641 OF 2006

DIRECTION

Drafted by: KK
Drafted on: 3-8-2006

HIGH COURT

HCJ & GVSJ

DT. 27-7-2006

NOTE: LIST THE CASE ON 28-8-2006

ORDER

W.P.NO.14641 OF 2006

DIRECTION